

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
BATESVILLE DIVISION**

TOMMY EDDS

PLAINTIFF

V.

1:02CV00017 GH/JTR

MAX MOBLEY, Assistant Medical
Director, Arkansas Department of Correction, et al.

DEFENDANTS

ORDER

Plaintiff has filed a Motion for a Preliminary Injunction, a Supporting Brief, and a Supplemental Motion for a Preliminary Injunction, asking the Court to order that Defendants: (1) send him to an “offsite neurologist for diagnosis and treatment”; and (2) administer “his [Tylenol-3] medication as prescribed.” *See* docket entries #198 at 2, #199, and #203. The ADC Defendants and the CMS Defendants have filed separate Responses and Supporting Briefs. *See* docket entries #201, #202, and #204.

In their Response, the CMS Defendants alleged that Plaintiff’s request for injunctive relief is now moot because they have made arrangements for Plaintiff to see a “back specialist in the immediate future.”¹ *See* docket entry #204. The Court concludes that it would be helpful to the resolution of the pending Motion if Plaintiff would file a Reply addressing this allegation, and setting forth whether Plaintiff is now correctly receiving his medication.

IT IS THEREFORE ORDERED THAT Plaintiff shall file, **within eleven days of the entry of this Order**, a Reply containing the information specified in this Order.

¹ Additionally, the CMS Defendants allege that, on an unspecified date, they took Plaintiff to see Dr. Badih Adadah, a neurosurgeon who practices at U.A.M.S. in Little Rock, Arkansas. *See* docket entry #204. The CMS Defendants further contend that Plaintiff was not examined on that date because Dr. Adadah was “called to the operating room on an emergency basis.” *Id.* at 1.

Dated this 27th day of September, 2005.


UNITED STATES MAGISTRATE JUDGE